

Introduced by Senator RunnerFebruary 18, 2011

An act to amend Section 46300 of the Education Code, relating to school attendance.

LEGISLATIVE COUNSEL'S DIGEST

SB 871, as introduced, Runner. School attendance: average daily attendance.

Existing law establishes the public elementary and secondary school system in this state, and further establishes a funding system pursuant to which the state apportions funds to local educational agencies in accordance with district revenue limits, the calculation of which is partly based on the average daily attendance of pupils at the schools operated by those agencies. Numerous statutes and regulations govern the calculation and reporting of average daily attendance.

This bill would make technical, nonsubstantive changes in a statute relating to the calculation of average daily attendance.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 46300 of the Education Code is amended
- 2 to read:
- 3 46300. (a) In computing *the* average daily attendance of a
- 4 school district or county office of education, there shall be included
- 5 the attendance of pupils while engaged in educational activities
- 6 required of those pupils and under the immediate supervision and
- 7 control of an employee of the district or county office who

1 possessed a valid certification document, registered as required
2 by law.

3 (b) (1) For purposes of a work experience education program
4 in a secondary school that meets the standards of the California
5 State Plan for Career Technical Education, “immediate
6 supervision,” in the context of off-campus work training stations,
7 means pupil participation in on-the-job training as outlined under
8 a training agreement, coordinated by the school district under a
9 state-approved plan, wherein the employer and certificated school
10 personnel share the responsibility for on-the-job supervision.

11 (2) The pupil-teacher ratio in a work experience program shall
12 not exceed 125 pupils per full-time equivalent certificated teacher
13 coordinator. This ratio may be waived by the state board pursuant
14 to Article 3 (commencing with Section 33050) of Chapter 1 of
15 Part 20 of Division 2 under criteria developed by the state board.

16 (3) A pupil enrolled in a work experience program shall not be
17 credited with more than one day of attendance per calendar day,
18 and shall be a full-time pupil enrolled in regular classes that meet
19 the requirements of Section 46141 or 46144.

20 (c) (1) For purposes of the rehabilitative schools, classes, or
21 programs described in Section 48917 that require immediate
22 supervision, “immediate supervision” means that the person to
23 whom the pupil is required to report for training, counseling,
24 tutoring, or other prescribed activity shares the responsibility for
25 the supervision of the pupils in the rehabilitative activities with
26 certificated personnel of the district.

27 (2) A pupil enrolled in a rehabilitative school, class, or program
28 shall not be credited with more than one day of attendance per
29 calendar day.

30 (d) (1) For purposes of computing the average daily attendance
31 of pupils engaged in the educational activities required of high
32 school pupils who are also enrolled in a regional occupational
33 center or regional occupational program, the school district shall
34 receive proportional average daily attendance credit for those
35 educational activities that are less than the minimum schoolday,
36 pursuant to regulations adopted by the state board; however, none
37 of that attendance shall be counted for purposes of computing
38 attendance pursuant to Section 52324.

1 (2) A school district shall not receive proportional average daily
2 attendance credit pursuant to this subdivision for a pupil in
3 attendance for less than 145 minutes each day.

4 (3) The divisor for computing proportional average daily
5 attendance pursuant to this subdivision is 240, except that, in the
6 case of a pupil excused from physical education classes pursuant
7 to Section 52316, the divisor is 180.

8 (4) Notwithstanding any other provision of law, travel time of
9 pupils to attend a regional occupational center or regional
10 occupational program shall not be used in any manner in the
11 computation of average daily attendance.

12 (e) (1) In computing the average daily attendance of a school
13 district, there shall also be included the attendance of pupils
14 participating in independent study conducted pursuant to Article
15 5.5 (commencing with Section 51745) of Chapter 5 of Part 28 for
16 five or more consecutive schooldays.

17 (2) A pupil participating in independent study shall not be
18 credited with more than one day of attendance per calendar day.

19 (f) For purposes of cooperative career technical education
20 programs and community classrooms described in Section 52372.1,
21 “immediate supervision” means pupil participation in paid and
22 unpaid on-the-job experiences, as outlined under a training
23 agreement and individualized training plans wherein the supervisor
24 of the training site and certificated school personnel share the
25 responsibility for the supervision of on-the-job experiences.

26 (g) (1) In computing the average daily attendance of a school
27 district, there shall be included the attendance of pupils in
28 kindergarten after they have completed one school year in
29 kindergarten or pupils in a transitional kindergarten program after
30 they have completed one year in that program if one of the
31 following conditions is met:

32 (A) The school district has on file for each of those pupils an
33 agreement made pursuant to Section 48011, approved in form and
34 content by the department and signed by the pupil’s parent or
35 guardian, *establishing* that the pupil may continue in kindergarten
36 for not more than one additional school year.

37 (B) The pupils participated in a transitional kindergarten
38 program pursuant to subdivision (c) of Section 48000.

39 (2) A school district may not include for apportionment purposes
40 the attendance of any pupil for more than two years in kindergarten

- 1 or for more than two years in a combination of transitional
- 2 kindergarten and kindergarten.

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